

UNCORRECTED PROOF

and at that time, the House was called to order with Ms. Gobi of Spencer in the Chair.

Wednesday, April 26, 2006 (at one o'clock P.M.).

At the request of the Chair (Ms. Gobi), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Papers from the Senate.

An order came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until May 1, 2006 within which to make its final report on current House documents 270, 336, 530, 1939, 2888, 3986, 4518 and Senate documents 1245, 1358, 2372.

Public Service
committee,
-extension of
time for
reporting.

Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the order (having been reported by the committee on Rules of the two branches, acting concurrently) was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, that the Bill to clarify eligibility for health insurance for school employees (House, No. 4654) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

School
employees.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Straus of Mattapoisett, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill increasing the speed limit for boating within the Narrows in Glen Echo Lake (Senate, No. 2238, changed) be scheduled for consideration by the House.

Glen Echo
Lake, -
motorboats.

Under suspension of Rule 7A, on motion of Mrs. Parente of Milford, the bill was read a second time forthwith; and it was ordered to a third reading.

UNCORRECTED PROOF

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the establishment of a limited purpose trust company subject to the supervision of the Commissioner of Banks (House, No. 4792) be scheduled for consideration by the House.

Limited
purpose trust
company.

Under suspension of Rule 7A, on motion of Quinn of Dartmouth, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill designating a bridge in the city of Amesbury as the First Lieutenant Derek S. Hines Memorial Bridge (House, No. 4803) be scheduled for consideration by the House.

Amesbury,
-Lieutenant
Hines Bridge.

Under suspension of Rule 7A, on motion of Mr. Koczera of New Bedford, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Binienda of Worcester, for the committee on Revenue, on House, Nos. 1672 and 1741, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents concerning the corporate excise tax imposed on utilities and property tax relief for senior citizens (House, No. 4906).

Tax relief.

By Mr. Turkington of Falmouth, for the committee on Tourism, Arts and Cultural Development, on Senate, Nos. 1842 and 1843, an Order relative to authorizing the committee on Tourism, Arts and Cultural Development to make an investigation and study of certain Senate documents concerning the motion picture industry in Massachusetts (House, No. 4907).

Motion picture
industry,
-study.

By the same member, for the same committee, on House, Nos. 1688 and 3536, an Order relative to authorizing the committee on Tourism, Arts and Cultural Development to make an investigation and study of certain House documents concerning tourism in Massachusetts (House, No. 4908).

Tourism,
-study.

By the same member, for the same committee, on House, Nos. 3528, 3532, 3534, 3540 and 3646, an Order relative to authorizing the committee on Tourism, Arts and Cultural Development to make an investigation and study of certain House documents concerning the representation and membership of Indian Affairs (House, No. 4909).

Indian
Affairs,
-study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

UNCORRECTED PROOF

Subsequently Mr. Scaccia of Boston, for said committees, reported, in each instance, asking to be discharged from further consideration of said orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Koutoujian of Waltham, for the committee on Public Health, on a petition, a Bill to establish a commission on health literacy (House, No. 2631). Read; and referred, under Joint Rule 1E, to the committee on Health Care Financing.

Health
literacy.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, that the Bill to assess the impact of the public welfare system on the health and well-being of children (House, No. 3863, changed) ought to pass with an amendment substituting therefor a Bill with the same title (House, No. 4910). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Children,
-well-being.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, on a petition, a Bill establishing the state pharmacy council (House, No. 2722).

State pharmacy
council.

By the same member, for the same committee, on a petition, a Bill relative to Medicare supplement insurance plans (House, No. 2754).

Medicare.

By the same member, for the same committee, on a petition, a Bill regarding equality in the MassHealth program (House, No. 2759) {Cost: \$50,000.00}.

MassHealth.

By the same member, for the same committee, on House, Nos. 3100 and 3104, a Bill relative to nursing facility and long term care claims (House, No. 3100).

Nursing
facilities.

By Ms. Kaprielian of Watertown, for the committee on Municipalities and Regional Government, on a message from His Excellency the Governor, a Bill relative to the department of public works in the town of Hopkinton (printed in House, No. 4747).

Hopkinton,
-public works.

By the same member, for the same committee, on a petition, a Bill relative to sewer betterment assessments in the town of Richmond (House, No. 4753) {Local Approval Received}.

Richmond,
-sewer
assessments.

By the same member, for the same committee, on a petition, a Bill establishing the Sherwood Greens Road Improvement and Maintenance District in the town of Becket (House, No. 4811) {Local Approval Received}.

Becket,
-Sherwood
Greens.

UNCORRECTED PROOF

By the same member, for the same committee, on a petition, a Bill designating a custom parcel of land in the city of Boston as the Frank Jordan Memorial Rose Garden (House, No. 4815).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Frank Jordan
garden.

Recesses.

At three minutes after one o'clock P.M. (Wednesday, April 26), the Chair (Ms. Gobi of Spencer) declared a recess until two o'clock; and at that time the House was called to order with Mr. Petrolati of Ludlow in the Chair.

Recesses.

The House thereupon took a further recess, on motion of Mr. Petruccelli of Boston, until half past two o'clock; and at twenty minutes before three o'clock the House was called to order with Mr. Fennell of Lynn in the Chair.

The House thereupon took a further recess, on motion of Mr. Festa of Melrose, until three o'clock; and at that time the House was called to order with Mr. Petrolati in the Chair.

The House thereupon took a further recess, on motion of Mr. Flynn of Bridgewater, until half past three o'clock; and at twenty minutes before four o'clock the House was called to order with Mr. Petrolati in the Chair.

Orders of the Day.

The House Bill making appropriations for the fiscal year 2007 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4900, amended) was considered.

General
Appropriation
Bill.

Pending the question on passing the bill to be engrossed, Mr. DeLeo of Winthrop then moved that the bill be amended in section 2,

In item 0321-1510, by striking out the following: "section 12" and inserting in place thereof the following: "section 11",

In item 0321-2100, by striking out the figures "800,000" and inserting in place thereof the figures "820,000",

UNCORRECTED PROOF

In item 0330-0300, in line 15, by striking out the date "November 1, 2006" and inserting in the place thereof the date "April 1, 2007" and in line 18 by inserting after the words "said date" the following: "; provided further, that the chief justice for administration and management shall, in consultation with the chief justice of the juvenile court department and the commissioner of the department of capital asset management, submit a report on or before October 1, 2006 assessing the feasibility of expanding the leased space currently utilized by the Dedham Session of the Norfolk County Division of the Juvenile Court Department at 55 Allied Drive in Dedham and renegotiating the existing lease for such premises; provided further, that notwithstanding any general or special law to the contrary, on or before January 1, 2007 the chief justice for administration and management shall, in consultation with the division of capital asset management, secure suitable facilities to locate and operate the third district court of Essex at Ipswich within the town of Ipswich; provided further, that in the event that said chief justice for administration and management is unable to locate and secure such suitable facilities within the town of Ipswich by January 1, 2007, the chief justice shall submit a report to the house and senate committees on ways and means and the joint committee for the judiciary not later than February 1, 2007, detailing a plan to equitably redistribute all civil and criminal business and personnel of the third district court of Essex at Ipswich to other district courts within Essex County",

UNCORRECTED PROOF

By striking out item 0330-0410 and inserting in place thereof the following:

"0330-0410 For alternative dispute resolution services for the trial court; provided, that the services shall be made available to the extent possible in connection with child care, protection and custody proceedings in juvenile and probate courts; provided further, that not less than \$25,863 shall be expended for the Housing Services and Mediation Program operated by the Berkshire County Regional Housing Authority in Pittsfield; provided further, that not less than \$29,558 shall be expended for Berkshire Mediation Services Inc.; provided further that not less than \$44,337 shall be expended for North Central Court Services, Inc.; provided further, that not less than \$40,000 shall be expended for the North Shore Community Mediation Program in Salem; provided further, that not less than \$48,032 shall be expended for Metropolitan Mediation Services; provided further, that not less than \$62,811 shall be expended for Mediation Works, Inc; provided further, that not less than \$50,000 shall be expended for Quabbin Mediation in Athol; provided further, that not less than \$50,000 shall be expended for the Mediation and Training Collaborative of Franklin County in Greenfield; provided further, that not less than \$50,000 shall be expended for Framingham Court Mediation Services; provided further, that not less than \$50,000 shall be expended for the Cape Cod Dispute Resolution Center; provided further, that not less than \$50,000 shall be expended for the Community Dispute Settlement Center, Inc., of Cambridge; provided further, that not less than \$50,000 shall be expended for the Greater Brockton Center for Dispute Resolution; provided further, that not less than \$48,031 shall be expended for the Somerville Mediation Program; provided further, that not less than \$48,032 shall be expended for the Middlesex Multi-door Court House Program; and provided further, that not less than \$30,000 shall be expended for the Martha's Vineyard Mediation Program; and provided further, that not less than \$42,737 shall be expended for Dispute Resolution Services, Inc. in the city of Springfield; and

UNCORRECTED PROOF

provided further, that not less than \$50,000 shall be expended for Community Mediation of Worcester \$842,737",

In item 0330-0441 by striking out the figures "476,598" and inserting in place thereof the figures "540,000",

By inserting after item 0331-3404 the following item:
"0331-3404 For an education and community outreach pilot program to be administered in the Suffolk superior court 178,902",

In item 0332-6300, by striking out the figures "804,083" and inserting in place thereof the figures "831,083",

In item 0333-1313, by striking out the figures "191,719" and inserting in place thereof the figures "250,000",

In item 0333-1411, by striking out the figures "169,362" and inserting in place thereof the figures "189,362",

In item 0337-0300, by adding at the end thereof the following: "; provided further, that \$145,841 shall be expended for the CASA program in the Springfield Juvenile Courts",

In item 0337-0400, by adding at the end thereof the following: "; provided further, that \$72,920 shall be expended for the CASA program in the Worcester Juvenile Court", in line item 0337-0600, by adding at the end thereof the following: "; provided further, that \$100,000 shall be expended for the CASA program in the Lawrence Juvenile Court", in item 0337-0700, by adding at the end thereof the following: "; provided further, that \$77,478 shall be expended for the Franklin/Hampshire CASA program, including the Northampton, Greenfield, Orange and Ware District Courts",

In item 0337-0800, by adding at the end thereof the following: "; provided further, that \$72,920 shall be expended for the CASA program, in Plymouth County Juvenile Courts",

In item 0337-0900, by adding at the end thereof the following: "; provided further, that \$54,690 shall be expended for a Berkshire CASA program, in the Berkshire County Juvenile Courts", by striking out item 0339-1001 and inserting in the place thereof the following item:

"0339-1001 For the office of the commissioner of probation; provided, that notwithstanding the any general or special law, rule or regulation to the contrary, the commissioner, subject to appropriation, shall have exclusive authority to appoint, dismiss, assign and discipline probation officers, associate probation officers, probation officers-in-charge,

UNCORRECTED PROOF

assistant chief probation officers and chief probation officers; provided further, that the associate probation officers shall only perform in-court functions and shall assume the in-court duties of the currently employed probation officers who shall be reassigned within the probation service subject to collective bargaining agreements to perform intensive, community-based supervision of probationers, including the provisions of intensive supervision and community restraint services as described in item 0339-1004; provided further, that no funds shall be expended from this line item to cover the costs of building leases; provided further, that notwithstanding any general or special law, rule or regulation to the contrary, probation officer personnel and probation clerical support staff assigned to the courts shall be provided with suitable office space in their current location in and around the various divisions and departments of the trial court, as the case may be, or in suitable office space as appropriate, with the advice and consent of the commissioner; provided further, that there shall be two regional program managers funded from this item who shall be responsible for the oversight of the management and daily operation of the probation electronic monitoring program; provided further, that the office shall enter into an interagency service agreement with the department of revenue to verify income data and to utilize the departments wage reporting and bank match system for the purpose of weekly tape-matching, so-called, for the purposes of determining an individual's eligibility for appointment of indigent counsel, as defined in chapter 211D of the General Laws; provided further, that not less than \$100,000 shall be expended for the purpose of funding the position an academy coordinator (1) and custodial staff (1), at the Central Massachusetts Probation Training Academy located in the town of Clinton; provided further, that the office shall submit quarterly reports to the house and senate committees on ways and means detailing the progress of eligibility verification with the department; and provided further, that the

UNCORRECTED PROOF

report shall include, but not be limited to, the number of individuals to be found misrepresenting assets, revenue generated through collection of indigent client fees, the average indigent client fee that each court division collects per case since the effective date of this act, recommendations on improvements in verifying eligibility for counsel and other pertinent information to ascertain the effectiveness of verification

..... 129,049,842",

In item 0339-1003, by striking out the figures "5,787,043" and inserting in place thereof the figures "5,862,043",

In item 0340-0100, in line 26, in item 0340-0200, in line 26, in item 0340-0300, in line 18, in item 0340-0400, in line 26, in item 0340-0500, in line 26, in item 0340-0600, in line 26, in item 0340-0700, in line 26, in item 0340-0800, in line 26, in item 0340-0900, in line 26, in item 0340-1100, in line 26, in item 0340-0200, in line 26 and in item 0340-0300, in line 26, by striking out the figures "35,000" and inserting in place thereof, in each instance, the figures "40,000",

In 0340-1000, in line 28, by striking out the figures "35,000" and inserting in place thereof the following: "40,000; and provided further that \$20,000 may be expended to the Cape and Islands Child Advocacy Center",

In item 1599-5100, by striking out the figure "1,375,998" and inserting in place thereof the figures: "1,775,998",

By striking out item 8000-0000 and inserting in place thereof the following two items:

"8000-0000 For the office of the secretary, including the administration of the committee on criminal justice and the highway safety bureau to provide matching funds for a federal planning and administration grant pursuant to 23 U.S.C. section 402; provided, that \$500,000 shall be expended for the distribution of grants for city and town student awareness of fire education programs, to be known as S.A.F.E programs, which shall include information about the fire risks caused by smoking; and provided further, that not less than \$150,000 shall be expended for the purpose of a targeted control substance interdiction pilot program to be administered jointly by the district attorney for Suffolk county and the chiefs of police for the city of Revere and the town of Winthrop . 2,798,049

UNCORRECTED PROOF

15.0% General Fund.....

85.0% Highway Fund.....

8000-0050 For the firefighting equipment grant program for fire departments of every city, town, fire district and authority of the commonwealth to be administered by the executive office of public safety, provided that grants shall be distributed to municipalities according to a formula giving equal weight to each municipalities population; provided further, that eligible fire safety equipment under this program shall include, but is not limited to, turnout gear, hand-held power lights, communication devices, telephones, personal alert safety systems, so-called, air packs, tanks, compressors, thermal imaging devices and computerized personnel accountability systems, but shall exclude firefighter apparatus and vehicles; provided further that grants awarded by said executive office to a municipality under said program shall not be utilized for the purpose of personnel costs unless such costs constitute 50 percent or less of the total grant award; provided further that no grant shall be awarded to the department of fire services; provided further that not later than February 1, 2007, the executive office of public safety shall submit a report to the house and senate committees on ways and means and to the secretary for administration and finance detailing the amount of grants awarded to said grant recipients and descriptions of said grants and each municipality will provide the executive office of public safety with a comprehensive list of the best-practices that have been instituted as a result of these grants

..... 2,500,000",
By striking out item 8000-0110 and inserting in place thereof the following item:

"8000-0110 For the operation of the criminal history systems board; provided, that the board shall fund 1 administrative assistant who shall be employed in the victim services unit of the board for the continued and enhanced operation of the post-conviction victim and witness certification program operated pursuant to chapter 258B and clause (c) of the first

UNCORRECTED PROOF

paragraph of section 172 of chapter 6 of the General Laws; provided further, that said victim services position shall be in addition to any such positions approved as of February 1, 1998; provided further, that not more than \$75,000 shall be expended for the purpose of enabling local housing authorities access to criminal offense information when qualifying applicants for state-assisted housing; provided further, that the board shall, not later than September 30, 2006, adopt regulations to: a) assure that the distribution of criminal offender record information relates to the individual for whom the request has been made; b) afford practical assistance in corrections to a criminal offender record information report to an individual who submits evidence to the board that any charges in a criminal offender record information report distributed by the board and purportedly relating to that individual, in fact, do not relate to that individual; c) limit the distribution of criminal offender record information to conviction data and data regarding any pending criminal charge, except as otherwise authorized by law; and d) require that any entity other than a criminal justice agency that receives a criminal offender record information report from the board as to an individual and, as a result of that report is inclined to make an adverse decision as to the individual, shall, before making a final decision, afford the individual an opportunity to dispute the accuracy and relevance of the criminal offender record information report; and provided further, that not later than January 1, 2007, the board shall file a report with the house and senate committees on ways and means detailing the steps the board has taken to implement the preceding proviso and the success of those steps in improving the accuracy of the criminal offender record information system 3,176,130

General Fund.....

50.0%

Highway Fund.....

50.0%",

By striking out item 8200-0200 and inserting in place thereof the following item:

"8200-0200 For the operation of veteran, reserve and

UNCORRECTED PROOF

in-service training programs conducted by the municipal police training committee; provided, that the committee shall expend not less than \$250,000 in accordance with chapter 30B of the General Laws, for training and technical assistance for chiefs of police and administrative or command personnel by: a) a combination of training manuals, seminars, computer based training and distance learning; b) research, drafting and mailing of monthly articles and presentations on legal and administration topics; c) training presentations during and following monthly meetings of police chiefs; d) e-mail, toll-free consultation to chiefs on administrative issues and follow-up on seminar topics; e) a state-wide 3 day training conference on management, legal and leadership issues; provided further, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; and provided further, that not less than \$25,000 be provided for the purpose of additional rental and utility payments to the town of Boylston3,339,036",

By striking out item 8324-0000 and inserting in place thereof the following item:

"8324-0000 For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training, and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office and the Massachusetts firefighting academy shall be assessed upon insurance companies writing fire, homeowners multiple

UNCORRECTED PROOF

peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receiving notice of such assessment from the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the hazardous materials emergency response program shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that \$100,000 shall be expended to Norfolk County for the purpose of the establishment of the Norfolk County dispatch center; provided further, that notwithstanding any general or special law to the contrary, funds scheduled in the PP object class, pursuant to section 27 of chapter 29 of the General Laws for this item in fiscal year 2007 shall not be transferred to any other object class in said fiscal year; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative costs of the program; provided further, that the expenses of the board of fire prevention regulations, pursuant to section 4 of chapter 22D of the General Laws, shall be paid from this item; and provided further, that not less than \$100,000 be expended for the administration of a statewide program to provide for critical incident stress intervention for the fire departments of the cities, towns, and fire districts of the commonwealth including, but not limited to, consultant services, training, equipment, and supplies 10,927,047",

In item 8800-0300 by adding at the end thereof the following: "; provided further that not less than \$75,000 shall be expended for the phase two of the C-10 monitoring project in Newburyport" and, in said item, by striking the figures "90,356" and inserting in place thereof the figures "165,356",

UNCORRECTED PROOF

By striking out line item 8900-0001 and inserting in place thereof the following item:

"8900-0001 For the operation of the commonwealth's department of correction; provided, that the department shall expend not less than \$1,010,500 to cities and towns hosting facilities; provided further, that one-half of the number of inmates incarcerated at Souza Baranowski correctional center shall be deemed to be incarcerated within a correctional facility in the town of Shirley and one-half shall be deemed to be incarcerated within a correctional facility in the town of Lancaster; provided further, that not less than \$192,000 shall be expended for the Community that host the Bay State Correctional Center; provided further, that before closing any correctional facility, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety on the per-inmate cost of incarceration in the closing facility, and the per inmate cost in the facilities to which inmates will be moved; provided further that not less than \$40,000 shall be provided for the Dismas House, so-called, in the city of Worcester; provided further, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety before January 1 of each year the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further that not less than \$100,000 shall be expended to the Black Men of Greater Springfield, Inc., so-called, in Springfield to act as the lead agency for programs to reduce incarcerations, recidivism, gang-violence, and promote good citizenship; provided further, that the department shall expend not less than \$600,000 to the community hosting the facility at Cedar Junction; and provided further, that not less than \$200,000 shall be provided for the Aid to Incarcerated Mothers organization452,485,340",

In item 8910-0110 by striking the figures "11,309,721" and inserting in place thereof the figures "12,005,793", and

UNCORRECTED PROOF

In item 8900-1100 by adding at the end thereof the following: "; and provider further that not less than \$200,000 shall be expended for the operation of SPAN, Inc."

After remarks on the question on adoption of the amendments, Mr. Jones of North Reading asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Petrolati of Ludlow), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 152 members were recorded as being in attendance.

Quorum, --
yea and nay
No. 401.

{See Yea and Nay No. 401 in Supplement.}

Therefore a quorum was present.

After further remarks on the question on adoption of the amendments, Mr. DeLeo of Winthrop moved that they be amended in the proposed amendment to item 030-0300, by striking out the words "town of Ipswich; provided further, that in the event that said chief justice for administration and management is unable to locate and secure such suitable facilities within the town of Ipswich" and inserting in place thereof the words "territorial jurisdiction of said district court; provided further, that in the event that said chief justice for administration and management is unable to locate and secure such suitable facilities within the territorial jurisdiction of said district court"; and

By inserting after proposed item 8000-0110 the following: "In item 8100-0000, in line 27, by inserting after the word 'Worcester' the following:- ; provided, further, that the department may also expend money to curb gang-related activities in other communities as deemed necessary by the department".

The further amendments then were adopted.

After debate on the question on adoption of the amendments, as amended, the sense of the House was taken by yeas and nays, at the request of Ms. Coakley-Rivera of Springfield; and on the roll call 148 members voted in the affirmative and 6 in the negative.

Amendments
adopted, -yea
and nay No.
402.

{See Yea and Nay No. 402 in Supplement.}

{Messrs. Costello of Newburyport and Petrolati of Ludlow answered "Present" in response to their names.}

Therefore the amendments, as amended, were adopted.

At three minutes after six o'clock P.M. (Wednesday, April 26), on motion of Ms. Reinstein of Revere, the House recessed until a quarter after seven o'clock; and at twenty minutes before nine o'clock the House was called to order with Mr. Petrolati of Ludlow in the Chair.

Recess.

UNCORRECTED PROOF

Mr. DeLeo of Winthrop and other members of the House then moved that the bill be amended in section 2,

In item 1599-6901, by striking out the figures "20,000,000" and inserting in place thereof the figures "28,000,000",

By striking out item 4000-0112 and inserting in place thereof the following three items:

"4000-0112 For matching grants to boys' and girls' clubs, YMCA and YWCA organizations, nonprofit community centers, and youth development programs; provided, that the secretary of health and human services shall award the full amount of each grant to each organization upon commitment of matching funds from the organization; provided further, that the secretary shall report to the house and senate committees on ways and means on the exact amount distributed in fiscal year 2007 by March 1, 2007; provided further, that not less than \$2,000,000 shall be expended for the Massachusetts Alliance of Boys and Girls Clubs; provided further, that an amount not to exceed \$25,000 shall be provided in a matching grant to the Merrimack Valley YMCA; provided further, that not less than \$150,000 shall be expended for nonprofit Youth Services in Andover; provided further, that not less than \$80,000 shall be expended for the young parents program of the Newton Community Service Centers; provided further, that not less than \$25,000 shall be expended for youth and family programs and improvements at the West Suburban YMCA; provided further, that not less than \$100,000 shall be expended for the YWCA of Newburyport; provided further, that not less than \$50,000 shall be expended to the Chelsea YMCA; provided further, that not less than \$125,000 shall be expended for the Greater Worcester YMCA Youth Programs; provided further, that not less than \$100,000 shall be expended for the Springfield Day Nursery; provided further, that not less than \$50,000 shall be expended to the Franklin Community Action Corporation for youth services; provided further, that \$100,000 shall be expended for the Nazzaro Recreation Center; provided further, that not less than \$50,000 shall be expended for programs at the YWCA of Haverhill; provided further, that not less than \$50,000 be expended for health and

UNCORRECTED PROOF

wellness programming at the YWCA of Greater Lawrence; provided further, that not less than \$50,000 shall be expended for the Operation of Girls Incorporated in Holyoke drop-in center; provided further, that \$75,000 shall be expended for an aging-in-place pilot project operated by Jewish Family & Children's Service of Greater Boston (JF&CS) in Brookline and Malden, and by Jewish Family Service of Metrowest (JFS/MW) in Framingham; provided further, that not less than \$25,000 shall be expended to the YMCA of greater Lynn; provided further, that not less than \$40,000 shall be expended for the public partnership program between the greater Lynn YMCA and YWCA and the public partnership program between the town of Saugus and the Saugus YMCA and YWCA; provided further, that not less than \$25,000 shall be expended for programs at the Fishing Academy, Incorporated; provided further, that not less than \$50,000 shall be expended for the Oak Square YMCA that will service teens from ages 13 to 17; provided further, that not less than \$50,000 shall be provided to the Uxbridge Youth Center; and provided further, that not less than \$1,000,000 shall be expended for the YMCA of Greater Boston to facilitate projects approved by the board of directors of the YMCA including, but not limited to, projects in the town of Norwood, the West Roxbury area of Boston, East Boston, Woburn, Bedford and in other cities and towns within the greater Boston area 4,220,000

4000-0280 For a program to alleviate and prevent hunger; provided, that the secretary of health and human services shall contract with Project Bread-The Walk for Hunger, Inc., which shall be solely responsible for administering a comprehensive, community-based program to alleviate and prevent hunger and to expand participation in federal nutrition programs; provided further, that Project Bread shall focus on communities in Massachusetts with the highest rates of hunger as defined by the United States Census Bureau; provided further, that Project Bread shall develop a strategic plan to alleviate hunger; provided further, that Project Bread shall support research relative to the prevention and effect of hunger; provided further, that Project Bread

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shall file a report with the clerk of the House of Representatives, the clerk of the Senate, the President of the Senate, the Speaker of the House, the chairs of the Joint Committee on Education, the chairs of the Joint Committee on Children and Families, the chairs of the Joint Committee on Public Health and the chairs of the House and Senate Committees on Ways and Means not later than March 1, 2007 detailing hunger prevention strategies that have been developed and implemented, including, but not limited to, an evaluation of said strategies; and provided further, that Project Bread shall file with the clerk of the House of Representatives and the clerk of the Senate an annual report on the status of hunger in the Commonwealth not later than December 1, 2006 1,500,000

"4003-0122 For a Citizenship for New Americans Program to assist legal permanent residents in our Commonwealth in becoming citizens of the United States; provided, that the office for refugees and immigrants be charged with administering such program; provided further, that said program shall be provided through community-based organizations to the maximum extent possible as determined by the office for refugees and immigrants; provided further, that the program funded by this item provide assistance to persons who are within three years of eligibility to become citizens of the United States; and provided further, that services shall be designed to include: ESOL/civics classes, citizenship application assistance, interview preparation and support services such as interpretation and referral services 500,000",

By striking out item 4200-0010 and inserting in place thereof the following item:

"4200-0010 For the administration of the department of youth services; provided, that the department shall continue to collaborate with the department of education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; provided further, that the commissioner of youth services, in conjunction with the department

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of education, shall submit a report on progress made to the house and senate committees on ways and means by December 1, 2006; and provided further, \$50,000 shall be expended for the City-Wide Dialogues on Boston's Ethnic & Racial Diversity, a program that provides a safe venue for honest, respectful discussions across racial and ethnic lines, including neighborhood diversity dialogues and youth-police dialogues

..... 5,206,483",

In item 4510-0100 by striking out the figures "16,770,277" and inserting in place thereof the figures "17,051,539",

By striking out item 4510-0600 and inserting in place thereof the following item:

"4510-0600 For an environmental and community health hazards program, including control of radiation and nuclear hazards, consumer products protection, food and drugs, lead poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint inspections in day care facilities, inspection of radiological facilities, licensing of x-ray technologists and the administration of the division of environmental epidemiology and toxicology for the purposes of chapter 470 of the acts of 1983, the 'Right-to-Know' law; provided, that the expenditures from this item for the fair packaging and labeling survey program shall be contingent upon the prior approval of the proper federal authorities for reimbursement of 100 per cent of the amounts so expended; provided further, that \$100,000 shall be expended for a renal disease program administered by the National Kidney Foundation of Massachusetts, Rhode Island and Vermont for nutritional supplements and early intervention services for those affected by renal disease and those at risk of renal disease; provided further, that not less than \$100,000 shall be expended for the purposes of research and prevention activities associated with Lyme Disease, so called, to be conducted by the Barnstable County Department of Health and the Environment; provided further, that not less than \$81,000 shall be expended for the maintenance of a statewide lupus database; provided further, that not more than \$14,800

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shall be allocated to the Franklin Regional Council of Governments for costs associated with the regional public health program; provided further, that \$150,000 shall be expended for the ALS registry created by section 26 of chapter 140 of the acts of 2003; provided further, that \$195,000 shall be expended for the purpose of the director of the bureau of environmental health assessment of the department of public health to continue an environmental risk assessment of the health impacts of the General Lawrence Logan Airport in the East Boston section of the city of Boston on any community that is located within a 5 mile radius of the airport and is potentially impacted by the airport; provided further, that the assessment may include, but not be limited to, examining incidences of respiratory diseases and cancers and performing medical and laboratory tests and examinations of residents of these communities; and provided further, that no funds appropriated in this item shall be expended for the purpose of siting or locating a low-level radio-active waste facility in the commonwealth 3,509,106",

By striking out items 4510-0810 and 4510-0820 and inserting in place thereof the following item:

"4510-0810 For a statewide sexual assault nurse examiner program and a statewide pediatric sexual assault nurse examiner program for the care of victims of sexual assault; provided, that the programs shall be established by the department to operate under specific statewide protocols and by an on-call system of nurse examiners; provided further, that \$2,572,111 shall be expended for the sexual assault nurse examiners program; and provided further, that \$1,000,000 shall be expended for the pediatric sexual assault nurse examiner program 3,572,111",

In item 4512-0103 by adding at the end thereof the following: "; provided further, that not less than \$100,000 shall be expended for the Springfield Public Health Department; provided further, that not less than \$35,000 shall be expended for the Immigrants Assistance Center, Inc., in New Bedford for its unique bilingual AIDS education",

UNCORRECTED PROOF

By striking out items 4512-0200 and 4512-0201 and inserting in place thereof the following two items:

"4512-0200 For the division of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that not less than \$90,000 shall be appropriated for Franklin Medical Center's Beacon Recovery Program at The Orange Recovery House; provided further that not less than \$150,000 shall be expended to Northern Educational Services, Inc., so-called, in Springfield, to operate the Youth Zone Program; provided further that not less than \$100,000 shall be expended to the Springfield Public Health Department for drug prevention outreach and education; provided further, that \$75,000 shall be expended to preserve an Opiate Abuse Prevention and Intervention Program for Youth in the City of Melrose; provided further, that not less than \$833,000 shall be expended for the Volunteers of America Rebound Youth Residential Recovery Program at Long Island Hospital in the city of Boston for substance abuse and rehabilitation services to youths with addictions; provided further, that not less than \$50,000 shall be expended for the Louis D. Brown Peace Institute; provided further, that not less than \$100,000 shall be expended for Self Esteem Boston's substance abuse direct service prevention programs and provider training programs; provided further, that not less than \$150,000 shall be expended to the Berkshire County Youth Development Project for youth intervention services; provided further, that not less than \$100,000 shall be expended for the Winchester Substance Abuse Coalition in the town of Winchester; provided further, that not less than \$100,000 shall be expended for a contract with Bay Cove Human Services, Inc. for the purposes of establishing an independent licensed halfway house in the Charlestown neighborhood of Boston, in collaboration with the Charlestown Recovery House, Inc. for persons in recovery from alcoholism and chemical dependency; provided

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further, that not less than \$45,000 shall be expended in grants for the Framingham Coalition for the Prevention of Drug and Alcohol abuse; provided further, that not less than \$250,000 shall be expended for the Latino After School Initiative; provided further, that \$500,000 shall be expended for an opiate education and counseling competitive grant program in Suffolk county; provided further, that not less than \$200,000 shall be expended for the Link House, Inc. in the town of Salisbury for purposes of establishing transitional housing for women in recovery from substance abuse; provided further, that not less than \$100,000 shall be expended for the Russian Teens-at-Risk program operated by the Jewish Family Children's Service in the cities of Boston and Lynn and the town of Brookline; provided further, that not less than \$150,000 shall be expended for the New Beginnings program; provided further, that not less than \$50,000 shall be expended for teens through programs provided by the Ashland Recreational Department; provided further, that no less than \$60,000 shall be provided to Project COPE, Inc. in Lynn for the prevention and education of the problems associated with OxyContin and Heroine use; provided further, that not less than \$99,925 shall be expended for Latinas y Ninos to provide a full-time child advocate parent educator specialist to attend to the needs of Latino women in recovery with a focus on pregnant women, new parents and mothers recently reunified with their children; provided further, that not less than \$125,000 shall be expended for the operation of the Barnstable Action for New Directions (BAND) program facilitated by Gosnold Society of Cape Cod Inc. in conjunction with the Barnstable district court and the Cape and Islands district attorney; provided further, that not less than \$961,324 shall be expended to Gavin Foundation for a male adolescent residential facility for substance abuse and rehabilitation services and for an adjoining female adolescent residential facility for substance abuse and rehabilitation services, totaling twenty-eight beds located in the South Boston section of the city of Boston; provided further, that not

UNCORRECTED PROOF

less than \$319,500 shall be expended for a contract with Gavin Foundation, Inc. to provide a Total Immersion Program in conjunction with the Probation Department of the South Boston Division of the district courts, the Somerville Division of the district courts, the Hingham Division of the district courts, the Brighton Division of the district courts, and other district courts and that the funding shall be expended for the maintenance of a training program by the Gavin Foundation for a statewide Total Immersion Program; provided further, that the Gavin Foundation shall be contracted to provide Total Immersion Programs stated herein; provided further, that \$750,350 shall be expended for a contract with STEP, Inc., for sobriety treatment, education and prevention; provided further, that not less than \$155,000 shall be expended for the maintenance and operation of the Intensive Outpatient Program at the South Boston Collaborative for the purposes of responding to adolescent suicide clusters and drug abuse in the South Boston section of the city of Boston; and provided further, that not less than \$75,000 shall be expended for the Tynan Community Centers Adolescence Wellness Program in the South Boston section of City of Boston .. 59,222,392

4512-0201 For substance abuse step-down recovery services, otherwise known as level B beds and services, and other critical recovery services with severely reduced capacity; provided, that no funds shall be expended in the AA object class for any personnel-related costs; and provided further, that the department shall submit quarterly to the house and senate committees on ways and means a report on the number of individuals served by the step-down recovery services program5,000,000",

By striking out item 4513-1000 and inserting in place thereof the following item:

"4513-1000 For the operation of the bureau of family health services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that not less than \$5,451,356 shall be expended for comprehensive family planning services, including HIV counseling and testing, community based health education and

UNCORRECTED PROOF

outreach services, provided by agencies certified as comprehensive family planning agencies, family planning clinics and primary care services for women and children; provided further, that of \$5,451,356, \$150,000 shall be allocated for a statewide hotline and other efforts to implement chapter 91 of the acts of 2005; provided further, that not less than \$300,000 shall be expended for ROCA, Inc. for outreach and youth development for at-risk youth and young adults in Chelsea, Revere, and East Boston; provided further, that not less than \$100,000 of said funds shall be expended for such programs in the Bowdoin/Geneva and the Uphams Corner/North Dorchester sections of Boston; and provided further, that not less than \$50,000 shall be expended for Falmouth Family Planning 5,901,356",

In item 4513-1020 by adding at the end thereof the following: "; provided further, that not less than \$1,000,000 shall be expended for the provision of cost reimbursement funding to certified Early Intervention programs" and in said item by striking out the figures "32,466,250" and inserting in place thereof the figures "32,966,250",

In item 4513-1113 by striking out the figures "185,000" and inserting in place thereof the figures "240,000",

In item 4513-1114 by striking out the figures "562,876" and inserting in place thereof the figures "662,876",

By striking out item 4513-1130 and inserting in place thereof the following item:

"4513-1130 For the domestic violence and sexual assault prevention and treatment program; provided, that of the amount appropriated in this item, funds shall be expended for rape prevention and victim services, including the statewide Spanish language hotline for sexual abuse and statewide suicide and violence prevention outreach to gay and lesbian youth; provided further, that not less than \$158,000 shall be expended for the public health model of community engagement and intervention services and crisis housing for sexual violence and intimate partner violence in the GLBT community 5,027,066",

In item 4516-1000 by adding at the end thereof the following: "; provided further, that not less than \$240,000 shall be expended for the maintenance of the statewide rabies control program coordinated by the department of public health providing assistance to

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cities, towns and the public, and for the interagency collaboration through the rabies advisory committee, the 24-hour epidemiological and clinical consultation for rabies exposures, and the rapid laboratory diagnostic services; provided further, that of the \$240,000, not less than \$150,000 shall be expended for the continuation of the Oral Rabies Vaccine Project on Cape Cod operated through a contract with Tufts University School of Veterinary Medicine in collaboration with the federal Centers for Disease Control and Prevention",

By striking out item 4530-9000 and inserting in place thereof the following item:

"4530-9000 For teenage pregnancy prevention services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that applications for such funds shall be administered through the department upon receipt and approval of coordinated community service plans to be evaluated in accordance with guidelines issued by the department; provided further, that portions of the grants may be used for state agency purchases of designated services identified by said community service plans; provided further, that the department shall contract directly with vendors of teenage pregnancy prevention services; provided further, that \$100,000 shall be expended for teen pregnancy prevention services in the Town of Orange; and provided further, that not less than \$15,000 shall be provided to Girls, Inc. of Lynn for teen pregnancy prevention
..... 2,000,000",

In item 4570-1500 by adding at the end thereof the following: "; provided further, that not less than \$107,500 shall be expended for Phase III of Silent Spring Institute's Household Exposure and Environmental Breast Cancer Study to operate through the University of Massachusetts at Lowell" and in said item by striking out the figures "3,255,268" and inserting in place thereof the figures "3,362,768",

In item 4580-1000, by striking out the figures "34,871,508" and inserting in place thereof the figures "36,771,508", and

By striking out item 4590-0250 and inserting in place thereof the following item:

"4590-0250 For school health services and school-based health centers in public and non-public schools; provided, that no funds shall be expended in the AA object class for any

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personnel-related costs; provided further, that services shall include, but not be limited to: (1) strengthening the infrastructure of school health services in the areas of personnel and policy development, programming, and interdisciplinary collaboration; (2) developing linkages between school health services programs and community health providers; (3) incorporating health education programs, including tobacco prevention and cessation activities in school curricula and in the provision of school based health services; and (4) incorporating obesity prevention programs, including nutrition and wellness programs in school curricula to address the nutrition and lifestyle habits needed for healthy development; provided further, that the services shall meet standards and eligibility guidelines established by the department of public health in consultation with the department of education; provided further, that not less than \$300,000 shall be expended for mental health and substance abuse services in school-based health centers; provided further, that not less than \$350,000 shall be expended for the governor's commission on gay and lesbian youth; provided further, that not less than \$200,000 shall be expended for the North Quabbin Community Coalition for support and implementation of four model community coalitions and community capacity building activities; provided further, that not less than \$100,000 shall be expended to the H.E.L.P. program so-called, for black males health; provided further, that not less than \$15,000,000 shall be expended for school nurses and school based health centers; provided further, that \$150,000 shall be expended for the Childhood Obesity - School Nutrition Pilot Project, within the department of public health; provided further, that the purpose of the pilot program is to encourage food and service providers contracting with public schools to initiate or maintain school lunch programs focused on diminishing the epidemic of childhood obesity; provided further, that food service providers, working with public schools, wishing to institute or maintain a school nutrition program designed

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to reduce childhood obesity, may submit an application to the department of public health for a grant, not to exceed \$10,000 per school per annum; provided further, that eligible programs must focus on providing healthier choices for lunch programs and providing information and incentives to make healthier meal choices on a daily basis in a school lunch line; provided further, that the application will indicate the name and qualifications of the food service provider, the school or schools receiving the program, a letter of support from the school or school system using the program, a description of the program, sample menus with nutritional backup, educational outreach and awareness materials and methods for measuring results; provided further, that one or more schools may be included in an application; and provided further, that grant applications and other appropriate criteria will be determined and reviewed by the department .. 16,110,309"; and

In section 2D, in the preamble, by striking out the following: "fiscal year 2006" and inserting in place thereof the following: "fiscal year 2007".

After debate on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Koutoujian of Waltham; and on the roll call 157 members voted in the affirmative and 0 in the negative.

{See Yea and Nay No. 403 in Supplement.}

Therefore the amendments were adopted.

p. __ - - 3d. {04/25/06.}

The Senate Bill relative to health insurance coverage for paid elected officials in the town of Sandwich (Senate, No. 2300) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Golden of Lowell; and it was passed to be engrossed, in concurrence.

Amendments
adopted, -yea
and nay No.
403.

Sandwich; -
health
insurance.

The engrossed Bill further regulating meetings of municipal boards (see House, No. 4489, amended) (which had been returned to the House by His Excellency the Governor with recommendation of amendment) (for message, see House, No. 4716), was considered.

Municipal
boards,
-meetings.

The amendment recommended by His Excellency the Governor then was adopted in the following form (as approved by the committee on Bills in the Third Reading):

UNCORRECTED PROOF

By striking out all after the enacting clause and inserting in place thereof the following:

"Chapter 39 of the General Laws is hereby amended by inserting after section 23C the following section:-

Section 23D. Notwithstanding any general or special law to the contrary, upon municipal acceptance of this section for 1 or more types of adjudicatory hearings, a member of any municipal board, committee or commission when holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to that member's absence from no more than a single session of the hearing at which testimony or other evidence is received; provided, however, that prior to any such vote, the member must certify in writing that he has examined all evidence received at the missed session, or a transcript thereof. The written certification shall be part of the record of the hearing. Nothing in this section shall change, replace, negate or otherwise supercede applicable quorum requirements."

Sent to the Senate for concurrence.

House bills

271 -

Relative to the charter of the town of Truro (House, No. 4104); and

Truro.

274 -

Relative to the membership of the town meeting of the town of Shrewsbury (House, No. 4206);

Shrewsbury.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

p. - - 3d. {04/25/06.}

The Senate Bill relative to health insurance coverage for paid elected officials in the town of Sandwich (Senate, No. 2300) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Golden of Lowell; and it was passed to be engrossed, in concurrence.

Sandwich, -
health
insurance.

p. - -

The House Bill relative to the financial condition of the town of Medway (House, No. 4790), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Golden of Lowell; and it was passed to be engrossed. Sent to the Senate for concurrence.

Medway,
-fiscal
stability.

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Recess.

At eight minutes after nine o'clock P.M. (Wednesday, April 26), on motion of Mr. Bosley of North Adams) (Mr. Petrolati of Ludlow being in the Chair), the House recessed until the hour of ten o'clock A.M. on Thursday, April 27;
Thursday, April 27, 2006 (at 10:00 o'clock A.M.).

Recess.

MASSACHUSETTS HOUSE OF REPRESENTATIVES

QUORUM

Wednesday, April 26, 2006 [being
the legislative sitting April 24].

Yea and Nay

No. 401

152 YEAS 0 NAYS 7 N/V

04/26/06 05:00 PM

Y	Mr. Speaker	Y	Flanagan	Y	Murphy, J.	Y	Teahan
Y	Rogers	Y	Flynn	Y	Murphy, K.	Y	Timilty
Y	Harkins	Y	Forry	Y	Nangle	Y	Tobin
Y	Rushing	Y	Fox	Y	Natale	Y	Toomey
Y	Petrolati	Y	Fresolo	X	Naughton	Y	Torrisi
Y	Atkins	Y	Galvin	Y	Nyman	Y	Travis
Y	Atsalis	Y	Garry	Y	O'Brien	Y	Turkington
Y	Ayers	Y	Gobi	Y	O'Flaherty	Y	Turner
Y	Balser	Y	Goguen	X	Owens-Hicks	Y	Vallee
Y	Binienda	Y	Golden	Y	Parente	Y	Verga
Y	Blumer	Y	Grant	Y	Patrick	Y	Wagner
Y	Bosley	Y	Greene	Y	Paulsen	X	Wallace
Y	Bradley	Y	Guyer	Y	Pedone	Y	Walrath
Y	Broadhurst	Y	Haddad	Y	Peisch	Y	Walsh, M.
Y	Cabral	Y	Hall	Y	Petersen	Y	Walsh, S.
Y	Callahan	Y	Honan	Y	Petrucelli	Y	Walz
Y	Canavan	Y	Hynes	Y	Pignatelli	Y	Welch
Y	Candaras	Y	Kafka	Y	Provost	X	Wolf
Y	Canessa	Y	Kane	Y	Quinn	Y	Jones
X	Carron	Y	Kaprielian	Y	Reinstein	Y	Rogeness
Y	Casey	Y	Kaufman	Y	Rice	Y	Peterson
Y	Coakley-Rivera	Y	Keenan	Y	Rodrigues	Y	Lepper
Y	Connolly	Y	Kennedy	Y	Rush	Y	Coppola
Y	Correia	Y	Khan	Y	Sanchez	Y	deMacedo
Y	Costello	Y	Kocot	Y	Sannicandro	Y	Evangelidis
Y	Coughlin	Y	Koczera	X	Scaccia	Y	Frost
X	Creedon	Y	Koutoujian	Y	Scibak	Y	Gifford
Y	Curran	Y	Kujawski	Y	Sciortino	Y	Gomes
Y	DeLeo	Y	Kulik	Y	Smizik	Y	Hargraves
Y	Dempsey	Y	Lantigua	Y	Spiliotis	Y	Hill
Y	Donato	Y	Leary	Y	Spellane	Y	Humason
Y	Donelan	Y	LeDuc	Y	Speranzo	Y	Loscocco
Y	Driscoll	Y	Linsky	Y	Spiliotis	Y	Perry
Y	Eldridge	Y	L'Italien	Y	Stanley H.	Y	Poirier
Y	Fagan	Y	Malia	Y	Stanley T.	Y	Polito
Y	Fallon	Y	Mariano	Y	St. Fleur	Y	Pope
Y	Falzone	Y	Marzilli	Y	Story	Y	Ross
Y	Fennell	Y	Miceli	Y	Straus	Y	Smola
Y	Festa	Y	Moran	Y	Sullivan	Y	Webster
Y	Finegold	Y	Murphy, C.	Y	Swan		

*=AFTER VOTE P=PRESENT X=NOT VOTING

Quorum roll call.

MASSACHUSETTS HOUSE OF REPRESENTATIVES

H. 4900 Consolidation Judiciary & public safety

Yea and Nay
No. 402

04/26/06 05:55 PM

148 YEAS 6 NAYS 5 N/V Wednesday April 26, 2006
[being the legislative sitting of
April 24].

Y	Mr. Speaker	Y	Flanagan	Y	Murphy, J.	Y	Teahan
Y	Rogers	Y	Flynn	Y	Murphy, K.	Y	Timilty
Y	Harkins	Y	Forry	Y	Nangle	Y	Tobin
Y	Rushing	Y	Fox	Y	Natale	Y	Toomey
P	Petrolati	Y	Fresolo	X	Naughton	Y	Torrissi
Y	Atkins	Y	Galvin	Y	Nyman	Y	Travis
Y	Atsalis	Y	Garry	Y	O'Brien	Y	Turkington
Y	Ayers	Y	Gobi	Y	O'Flaherty	Y	Turner
Y	Balser	Y	Goguen	Y	Owens-Hicks	Y	Vallee
Y	Binienda	Y	Golden	Y	Parente	Y	Verga
Y	Blumer	Y	Grant	Y	Patrick	Y	Wagner
Y	Bosley	Y	Greene	Y	Paulsen	Y	Wallace
Y	Bradley	Y	Guyer	Y	Pedone	Y	Walrath
Y	Broadhurst	Y	Haddad	Y	Peisch	Y	Walsh, M.
Y	Cabral	Y	Hall	Y	Petersen	Y	Walsh, S.
Y	Callahan	Y	Honan	Y	Petrucelli	Y	Walz
Y	Canavan	Y	Hynes	Y	Pignatelli	Y	Welch
Y	Candaras	Y	Kafka	Y	Provost	Y	Wolf
Y	Canessa	Y	Kane	Y	Quinn	N	Jones
Y	Carron	Y	Kaprielian	Y	Reinstein	Y	Rogeness
Y	Casey	Y	Kaufman	Y	Rice	N	Peterson
Y	Coakley-Rivera	Y	Keenan	Y	Rodrigues	Y	Lepper
Y	Connolly	Y	Kennedy	Y	Rush	Y	Coppola
Y	Correia	Y	Khan	Y	Sanchez	N	deMacedo
P	Costello	Y	Kocot	Y	Sannicandro	Y	Evangelidis
Y	Coughlin	Y	Koczera	X	Scaccia	Y	Frost
X	Creedon	Y	Koutoujian	Y	Scibak	N	Gifford
Y	Curran	Y	Kujawski	Y	Sciortino	Y	Gomes
Y	DeLeo	Y	Kulik	Y	Smizik	Y	Hargraves
Y	Dempsey	Y	Lantigua	Y	Speliotis	Y	Hill
Y	Donato	Y	Leary	Y	Spellane	Y	Humason
Y	Donelan	Y	LeDuc	Y	Speranzo	Y	Loscocco
Y	Driscoll	Y	Linsky	Y	Spiliotis	N	Perry
Y	Eldridge	Y	L'Italien	Y	Stanley H.	Y	Poirier
Y	Fagan	Y	Malia	Y	Stanley T.	Y	Polito
Y	Fallon	Y	Mariano	Y	St. Fleur	Y	Pope
Y	Falzone	Y	Marzilli	Y	Story	Y	Ross
Y	Fennell	Y	Miceli	Y	Straus	Y	Smola
Y	Festa	Y	Moran	Y	Sullivan	N	Webster
Y	Finegold	Y	Murphy, C.	Y	Swan		

*=AFTER VOTE P=PRESENT X=NOT VOTING

On adoption of amendments (judiciary and public safety)
(offered by Mr. DeLeo of Winthrop, et als) to the House
Bill making appropriations for the fiscal year 2007
(House, No. 4900, amended).

MASSACHUSETTS HOUSE OF REPRESENTATIVES

H. 4900 Consolidation human services-P. Health

Yea and Nay
No. 403

157 YEAS 0 NAYS 2 N/V

04/26/06 08:51 PM

Wednesday April 26, 2006
[being the legislative sitting of
April 24].

Y	Mr. Speaker	Y	Flanagan	Y	Murphy, J.	Y	Teahan
Y	Rogers	Y	Flynn	Y	Murphy, K.	Y	Timilty
Y	Harkins	Y	Forry	Y	Nangle	Y	Tobin
Y	Rushing	Y	Fox	Y	Natale	Y	Toomey
Y	Petrolati	Y	Fresolo	X	Naughton	Y	Torrissi
Y	Atkins	Y	Galvin	Y	Nyman	Y	Travis
Y	Atsalis	Y	Garry	Y	O'Brien	Y	Turkington
Y	Ayers	Y	Gobi	Y	O'Flaherty	Y	Turner
Y	Balser	Y	Goguen	Y	Owens-Hicks	Y	Vallee
Y	Binienda	Y	Golden	Y	Parente	Y	Verga
Y	Blumer	Y	Grant	Y	Patrick	Y	Wagner
Y	Bosley	Y	Greene	Y	Paulsen	Y	Wallace
Y	Bradley	Y	Guyer	Y	Pedone	Y	Walrath
Y	Broadhurst	Y	Haddad	Y	Peisch	Y	Walsh, M.
Y	Cabral	Y	Hall	Y	Petersen	Y	Walsh, S.
Y	Callahan	Y	Honan	Y	Petrucelli	Y	Walz
Y	Canavan	Y	Hynes	Y	Pignatelli	Y	Welch
Y	Candaras	Y	Kafka	Y	Provost	Y	Wolf
Y	Canessa	Y	Kane	Y	Quinn	Y	Jones
Y	Carron	Y	Kaprielian	Y	Reinstein	Y	Rogeness
Y	Casey	Y	Kaufman	Y	Rice	Y	Peterson
Y	Coakley-Rivera	Y	Keenan	Y	Rodrigues	Y	Lepper
Y	Connolly	Y	Kennedy	Y	Rush	Y	Coppola
Y	Correia	Y	Khan	Y	Sanchez	Y	deMacedo
Y	Costello	Y	Kocot	Y	Sannicandro	Y	Evangelidis
Y	Coughlin	Y	Koczera	X	Scaccia	Y	Frost
Y	Creedon	Y	Koutoujian	Y	Scibak	Y	Gifford
Y	Curran	Y	Kujawski	Y	Sciortino	Y	Gomes
Y	DeLeo	Y	Kulik	Y	Smizik	Y	Hargraves
Y	Dempsey	Y	Lantigua	Y	Speliotis	Y	Hill
Y	Donato	Y	Leary	Y	Spellane	Y	Humason
Y	Donelan	Y	LeDuc	Y	Speranzo	Y	Loscocco
Y	Driscoll	Y	Linsky	Y	Spiliotis	Y	Perry
Y	Eldridge	Y	L'Italien	Y	Stanley H.	Y	Poirier
Y	Fagan	Y	Malia	Y	Stanley T.	Y	Polito
Y	Fallon	Y	Mariano	Y	St. Fleur	Y	Pope
Y	Falzone	Y	Marzilli	Y	Story	Y	Ross
Y	Fennell	Y	Miceli	Y	Straus	Y	Smola
Y	Festa	Y	Moran	Y	Sullivan	Y	Webster
Y	Finegold	Y	Murphy, C.	Y	Swan		

*=AFTER VOTE P=PRESENT X=NOT VOTING

On adoption of amendments (health and human services and public health) (offered by Mr. DeLeo of Winthrop, et als) to the House Bill making appropriations for the fiscal year 2007 (House, No. 4900, amended).